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May 25, 2004

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

BY HAND DELIVERY

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, S W.
Washington, DC 20554

Re: Notice of Oral *Ex Parte* Presentations – MM Docket No. 04-75

Dear Ms. Dortch:

On May 21, 2004, Julian L. Shepard, counsel to Max Media of Montana LLC ("Max Media"), Mr. A. Eugene Loving, President and CEO of Max Media LLC ("Max Media"), and Mr. Allen B. Rider, III, Managing Partner of Colonnade Capital, met with Robert H. Ratcliffe, Mary Beth Murphy, Jane Gross and Roger Holberg of the FCC Media Bureau.

In this meeting, Max Media discussed the Request for Expedited Declaratory Ruling ("Request") filed by Max Media on February 25, 2004 regarding Section 73.658(b) of the Commission's Rules, 47 C.F.R. § 73.658(b), and the justification for expedited treatment of this request, *i.e.*, the avoidance of further litigation and mitigation of injuries to competition, KTFG and Max Media. All data and arguments discussed in this meeting are already reflected in the Request and the Comments and Reply Comments filed in the above-referenced proceeding.

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Ms. Marlene H. Dortch
May 24, 2004
Page 2

Pursuant to Section 1.1206(b) of the Commission's Rules, an original and one copy of this letter are being submitted to the Secretary's office, with copies to Robert H. Ratcliffe, Mary Beth Murphy, Jane Gross and Roger Holberg.

Kindly direct any questions regarding this notice to the undersigned.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Julian L. Shepard".

Julian L. Shepard

cc: Robert H. Ratcliffe
Mary Beth Murphy
Jane Gross
Roger Holberg